
SENATE BILL 5375

State of Washington

60th Legislature

2007 Regular Session

By Senators Murray, Clements, Prentice, Kohl-Welles, Shin and Roach;
by request of Gambling Commission

Read first time 01/18/2007. Referred to Committee on Labor,
Commerce, Research & Development.

1 AN ACT Relating to clarifying and prescribing penalties for
2 gambling under the age of eighteen; amending RCW 9.46.0305; adding a
3 new section to chapter 9.46 RCW; and prescribing penalties.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 9.46.0305 and 1987 c 4 s 25 are each amended to read
6 as follows:

7 The legislature hereby authorizes the wagering on the outcome of
8 the roll of dice or the flipping of or matching of coins on the
9 premises of an establishment engaged in the business of selling food or
10 beverages for consumption on the premises to determine which of the
11 participants will pay for coin-operated music on the premises or
12 certain items of food or beverages served or sold by such establishment
13 and therein consumed. Such establishments are hereby authorized to
14 possess dice and dice cups on their premises, but only for use in such
15 limited wagering. Persons engaged in such limited form of wagering
16 shall not be subject to the criminal or civil penalties otherwise
17 provided for in this chapter(~~(: PROVIDED, That minors shall be barred~~
18 ~~from engaging in the wagering activities allowed by this chapter)~~).

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 9.46 RCW
2 to read as follows:

3 (1) It is unlawful for any person under the age of eighteen to play
4 in authorized gambling activities, including, but not limited to,
5 punchboards, pull-tabs, or card games, or to participate in
6 fund-raising events. Persons under the age of eighteen may play bingo
7 and amusement game activities only as provided in commission rules.

8 (2) A person under the age of eighteen who violates subsection (1)
9 of this section by engaging in, or attempting to engage in, prohibited
10 gambling activities commits a class 2 civil infraction under chapter
11 7.80 RCW and is subject to a fine set out in chapter 7.80 RCW, up to
12 four hours of community restitution, and any court imposed costs.

13 (3) Municipal and district courts within the state have
14 jurisdiction for enforcement of this section, subject to the provisions
15 of RCW 13.04.030.

16 (4)(a) An employer may conduct an in-house controlled purchase
17 program authorized for the purposes of employee training and employer
18 self-compliance checks.

19 (b) The civil infraction provisions of this section do not apply to
20 a person under the age of eighteen who is participating in an in-house
21 controlled purchase program authorized by the commission under rules
22 adopted by the commission. Violations occurring under an in-house
23 controlled purchase program authorized by the commission may not be
24 used for criminal or administrative prosecution.

25 (c) An employer who conducts an in-house controlled purchase
26 program authorized under this section shall provide his or her
27 employees a written description of the employer's in-house controlled
28 purchase program. The written description must include notice of
29 actions an employer may take as a consequence of an employee's failure
30 to comply with company policies regarding unauthorized persons engaging
31 in gambling activities during a controlled purchase program authorized
32 under this section.

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